

## **REMARKS**

This is an amendment in response to Supervisory Examiner Michael Hayes' request for corrected application papers.

### **I. Declarations**

As requested, enclosed is a corrected declaration executed by inventor Steven B. Dunn and Dr. Grace C. Petterson, the legal representative of deceased inventor, Tor H. Petterson. Also enclosed, as requested, is a supplemental declaration form PTO/SB/02LR setting forth Dr. Grace C. Petterson, M.D. as the legal representative for Tor H. Petterson.

### **II. Copy of U.S. Patent No. 6,125,548**

Enclosed is a complete copy of U.S. Patent No. 6,125,548 in double column format with the patent number marked on the top of each page, as requested.

### **III. Objection to the Amendments to the Drawings**

The drawing replacement sheet submitted on July 2, 2004 has been objected to for failure to identify the corrected drawing as a replacement sheet. As requested, enclosed is a drawing replacement sheet showing amended Fig. 4 correctly labeled as a replacement sheet. Also enclosed is an annotated marked-up drawing sheet showing the amendments made to Fig. 4.

### **IV. Objection to the Amendments to the Specification**

The amendments to the specification submitted on July 16, 2002, February 6, 2003 and July 2, 2004 have been objected to for failure to clearly describe where the original specification is to be amended. For purposes of clarification, the amendments to the specification, reproduced above, are intended to replace the paragraphs beginning at col. 3, line 17 and ending at col. 3, line 50 of U.S. Patent 6,125,548 and beginning at col. 3, line 63 and ending at col. 4, line 48 of U.S. Patent 6,125,548.

### **V. Litigation Notification**

Pursuant to 37 C.F.R. §1.178, Applicant hereby brings to the attention of the USPTO that U.S. Patent No. 6,125,548, on which the present reissue patent application is based, is the subject

of two litigations before the United States District Court, Central District of California, namely civil case nos. 2:00-cv-13137 and 2:00-cv-13138. Litigation has been stayed since July 20, 2001 and July 12, 2001 respectively, as evidenced by the enclosed docket history, in consideration of the present reissue application.

## **VI. Conclusion**

Applicant has made an earnest effort to place this application in condition for allowance. If a telephone interview would expedite prosecution of this patent application, the Examiner or Supervisory Patent Examiner is respectfully invited to telephone the undersigned at 215-599-0600.

Respectfully submitted,

/John L. Knoble/

John L. Knoble  
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Enclosures: Executed Corrected Reissue Declaration  
Declaration of Legal Representative  
Copy of U.S. Patent No. 6,125,548  
Drawing Replacement Sheet  
Annotated Marked-up Drawing Sheet  
Docket History of Civil Case No. 2:00-cv-13137  
Docket History of Civil Case No. 2:00-cv-13138

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